

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable Steven M. Vartabedian, Acting Presiding Justice; Honorable Thomas A. Harris, Associate Justice; Honorable Timothy S. Buckley, Associate Justice; and Kay Frauenholtz, Clerk/Administrator, by Joe G. Lopez, Senior Deputy Clerk.

F045525 Liza A. et al. v. The Superior Court of Fresno County; Rhiannon H. et al.
F045698 Fresno County Department of Children and Family Services v. The Superior Court of Fresno County; Lily G. et al.
F045551 Fresno County Department of Children and Family Services v. Liza A.
F045555 In re Rhiannon H. et al., Minors; Fresno County Department of Children and Family Services v. Cold Springs Tribe

Cause called and argued by Howard K. Watkins, Esq., Deputy County Counsel, counsel for petitioner Fresno County Department of Children and Family Services and by Alice C. Shotton, Esq., counsel for petitioner Liza A. and by Carol E. Holding, Esq., counsel for petitioner Cold Springs Tribe and by John L. Dodd, Esq., counsel for real party Rhiannon H. and by Kimball Sargeant, Esq., counsel for real party Lily G. Mario DeSolenni, Esq., counsel for real party Christopher H. waived oral argument. Judith A. Tuttle, Esq., counsel for real party Guadalupe G. waived oral argument.

Cause ordered submitted.

At this point Vartabedian, Acting P.J. directs Dibiaso, Acting P.J. to act as Presiding Justice in his absence, leaves the bench and is replaced by Dibiaso, Acting P.J.

F043319 Layne v. City of Fresno; Fresno Police Department
Cause called and argued by Edwin A. Oeser, Esq., counsel for appellant and by Victoria Parks Tuttle, Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until Thursday, September 16, 2004 at 10:00 A.M.

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F043691 People v. Black et al.

As to each appellant, the sentence imposed in counts II, III, IV and V are each stayed pursuant to Penal Code section 654. In all other respects the judgments are affirmed. The trial court is directed to prepare and serve as appropriate amended abstracts of judgment.
Harris, J.

We concur: Vartabedian, Acting P.J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F045787 In re Gabriella S., a Minor

IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F043517 People v. Castro

The judgment is affirmed. Harris, J.

We concur: Vartabedian, Acting P.J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F045715 In re Santos T., a Minor

No brief or request for extension of time having been filed within the time provided, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F045779 People v. Duarte

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F046102 People v. Walker

Theresa Mendoza, Official Reporter of the Superior Court, County of Tulare, is ordered to appear before this court at its courtroom on September 30, 2004 at 10:00 a.m. to show cause why the record on appeal in the above entitled matter has not been filed.

IN THE

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Fifth Appellate District

F044698 Fresno Irrigation District v. Fresno Irrigation District, Employees Association

PERB is directed to vacate its December 16, 2003, (PERB 1565-m) and issue a new decision dismissing the complaint and the underlying unfair practice charge. Costs are awarded to petitioner.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F045906 Kim v. Kim

Appellant having failed to perform the acts necessary to procure the record after the clerk of the trial court issued notice pursuant to the provisions of rule 8(a)(1), California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F042727 People v. Mar

Appellant's petition for rehearing filed herein is denied.

F043077 Gill et al. v. Grewall

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.